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14 UNITED STATES DISTRICT COURT
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16 NORTHERN DISTRICT OF CALIFORNIA
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18 SAN FRANCISCO DIVISION

19 UNITED STATES OF AMERICA,) NO. CR 14-00412 TEH
20 Plaintiff,)
21 v.) STIPULATION AND [PROPOSED] ORDER
22) REGARDING STATUS CONFERENCE AND
23) REMAINING TRIAL ISSUES
24)
25 VALENTINO JOHNSON,)
26)
27 Defendant.)
28)

19 The United States and Defendant, Valentino Johnson, ("the parties") hereby stipulate as follows:

20 1. On August 28, 2015, Defendant was found guilty of Count One, being a felon in
21 possession of a firearm in violation of 18 U.S.C. § 922(g)(1). (Docket No. 239.) Count Two against
22 Defendant, obstruction of justice for tampering with official proceedings under 18 U.S.C. § 1512(c)(2),
23 remains to be tried before a jury, as does the forfeiture allegation of the Superseding Indictment.

24 2. In the interest of judicial economy and conserving resources, the parties wish to avoid a
25 second trial. Accordingly, Defendant has agreed to waive his right to have the forfeiture allegation tried
26 to a jury, and will submit to the Court's determination of that issue. Defendant proposes to enter a
27 waiver of jury trial on the forfeiture allegation at the sentencing hearing, where the Court will have the
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1 opportunity to confirm that his waiver is knowing and voluntary. Also at the sentencing hearing, the
2 United States will move to dismiss Count Two, thereby obviating any need for a second trial.

3. Based on the above stipulations, the parties respectfully request that the status conference
4 scheduled for September 28, 2015 be taken off calendar.

5 SO STIPULATED.

6 DATED: September 25, 2015

BRIAN J. STRETCH
Acting United States Attorney

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8 /s/
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Rita F. Lin
Assistant United States Attorney

/s/
Nicholas Y. Lin
Counsel for Defendant Valentino Johnson



SO ORDERED.

DATED: September 28, 2015